Community Development Department
1290 S. Public Road, Lafayette, Colorado 80026

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A. The occupant of a building may engage in the temporary outdoor sale, storage or display of general merchandise on the lot or tract occupied by such building provided the occupant complies with the conditions listed below:

1. Unless other approved as part of a planned unit development, it shall be unlawful temporarily to sell, store or display merchandise outdoors without first obtaining a permit therefore in compliance with the provisions of this Section 26-14-15.1, *Temporary Outdoor Sales, Storage or Display of Merchandise.*

2. Each applicant must possess a current city sales tax license.

3. An applicant who qualifies as a transient merchant, itinerant merchant or itinerant vendor, as those terms are defined in Chapter 55 of the Municipal Code, must possess a current license in compliance with Section 55-31.

4. Any signage proposed to be displayed by the applicant must comply with the permit requirements of Section 26-21-3, *Sign Permits and Applications.*

5. An application for a permit will be filed with the Community Development Department. The following shall be included in such application:

   i. A sketch of the area to be occupied in sufficient detail to indicate the following:

      - Proposed access;
      - Parking;
      - Location of any vending cart, truck, other temporary structure or proposed display area;
      - Location of any proposed utility or sanitation connection;
      - Location of any flammable or other hazardous materials;
      - Location of any proposed sign; and
      - Location of all existing or proposed structures.

   ii. The applicant must demonstrate adequate facilities to dispose of all trash or other waste generated by the temporary outdoor sale, storage or display.

   iii. The applicant shall document ownership of, a leasehold interest in, or the consent of the owner or lessee of the property to be occupied.

iv. Each application shall be submitted with the fee established for that application pursuant to Section 26-17-3(f), *Requirements Applying to all Applicants.*

6. In each calendar year, the aggregate total number of days for which a temporary outdoor sales, storage or display permit is granted shall not exceed 120 days per lot or tract.

7. The applicant must demonstrate there will be adequate parking for the existing uses as well as the proposed temporary outdoor sales, storage or display.

8. All trucks, tents or other structures, including associated parking, must be located on asphaltic, concrete or equivalent surface unless the applicant can demonstrate no adverse effect on drainage, access, or the intent of this chapter as determined by the planning director.

9. The outdoor location must not interfere with public passage or the otherwise normal flow of pedestrian or vehicular traffic.

10. The planning director may require an applicant to obtain written approval from the appropriate city official, including, but without limitation, the building inspector or fire marshal, whenever, in the opinion of the planning director, the proposed outdoor location present potential risks to persons or property sufficient to warrant such additional review.

11. The outdoor location may be on an adjacent public sidewalk, provided that the applicant executes a license and indemnity agreement in form required by the city.

B. A person other than the occupant of a building may engage in the temporary outdoor sale, storage or display of general merchandise on the lot or tract occupied by a building, provided, however, that prior to engaging in the temporary outdoor sale, storage or display, the applicant provides a plan for storage of any vending cart or motorized vehicle for hours of non-operation, in addition to complying with the conditions listed above in subsection (A) above.